

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

GFIT LLC

Plaintiff,

vs.

FLA ORTHOPEDICS, INC. and  
BSN MEDICAL INC.

Defendants.

§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

Case No. 2:12-cv-12305

**JURY TRIAL DEMANDED**

**AGREED STIPULATION OF DISMISSAL WITH PREJUDICE  
PURSUANT TO 41(a)(1)(A)(ii) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

Plaintiff GFIT LLC ("GFIT") and defendants FLA Orthopedics ("FLA") and BSN medical Inc. ("BSN") hereby stipulate to and file this dismissal WITH PREJUDICE as to the claims and counterclaims of the parties in this action pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

Respectfully submitted,

Dated: September 26, 2012

By: /s/Mark D. Schneider

Mark D. Schneider

[mschneider@patlaw.com](mailto:mschneider@patlaw.com)

Gifford, Krass, Sprinkle, Anderson & Citkowski, P.C.

2701 Troy Center Drive

Suite 330

P.O. Box 7021

Troy, MI 48007-7021

T: 248.647.6000

F: 248.647.5210

John T. Polasek  
State Bar. No. 16088590  
[tpolasek@pqelaw.com](mailto:tpolasek@pqelaw.com)  
C. Dale Quisenberry  
State Bar No. 24005040  
[dquisenberry@pqelaw.com](mailto:dquisenberry@pqelaw.com)  
Jeffrey S. David  
State Bar No. 24053171  
[j david@pqelaw.com](mailto:j david@pqelaw.com)  
POLASEK, QUISENBERRY & ERRINGTON, L.L.P.  
6750 West Loop South, Suite 920  
Bellaire, Texas 77401  
Telephone: (832) 778-6000  
Facsimile: (832) 778-6010

ATTORNEYS FOR PLAINTIFF GFIT LLC

By: /s/Robert C. Brandenburg (w/permission)  
Robert C. Brandenburg  
1000 Town Center, Twenty-Second Floor  
Southfield, Michigan 48075  
Telephone: 248-358-4400  
Facsimile: 248-358-3351  
Email: [rbrandenburg@brookskushman.com](mailto:rbrandenburg@brookskushman.com)

Of Counsel:

W. Thad Adams, III  
Shumaker, Loop & Kendrick, LLP  
First Citizens Plaza  
128 South Tryon Street  
Suite 1800  
Charlotte, North Carolina 28202-5013  
Tel: 704-375-0057  
Fax: 704-332-1197  
Email: [tadams@slk-law.com](mailto:tadams@slk-law.com)

ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on September 26, 2012.

/s/Mark D. Schneider  
Attorney for Plaintiff